IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2312 OF 2006

The Maharashtra State Co-op.
Bank Ltd. ... Petitioner

V/s

Pratap Narandas ... Respondent

Mr. B.G. Vidya for the petitioner.

Mr. Divyakant Mehta i/by Divyakant Mehta & Associates for the respondent.

CORAM: P.V. KAKADE, J.

DATED: 5TH APRIL, 2006

P.C.:

1. Heard learned counsel for both parties.

2. After hearing both parties, in the course of the argument, finally, the learned counsel for the petitioner sought permission to withdraw the petition and made submission that some time should be granted to him to vacate the suit premises.

3. In view of the facts and circumstances, the permission to withdraw the petition is granted.

Petition stands dismissed as withdrawn with no order as to costs.

4. The petitioner is a Co-operative Bank and, therefore, the petitioner is allowed one calendar year's time from today to vacate the suit premises on furnishing undertaking to this Court to that effect and with condition that no third party interest would be created during the said period and they shall continue to pay the rent as agreed. The undertaking to be furnished within two weeks.

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